



Patent
Attorney's Docket No. 1012627-000041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Eberhard AMTMANN et al.)
Application No.: 10/525,500)
Filing Date: September 26, 2005)
For: A PHARMACEUTICAL)
PREPARATION CONTAINING)
PALLADIUM COMPLEX)
COMPOUNDS AND THE USES)
THEREOF FOR TREATING)
CANCER AND AUTOIMMUNE)
DISEASE)

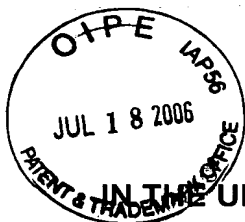
Group Art Unit: 1615
Examiner: To Be Assigned
Confirmation No.: 7509

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Prior to examination, please amend the above-captioned application as
follows:



Ifw

Patent

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

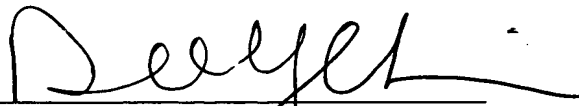
In response to the Notice of Non-Compliant Amendment issued June 29, 2006 (copy attached), Applicants submit herewith the Preliminary Amendment previously submitted on February 23 and September 26, 2005. The Examiner indicated in the Notice of Non-Compliant Amendment that the Preliminary Amendment did not include Claim 4. Accordingly, the Preliminary Amendment has been revised to include the complete Claim 4.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: July 18, 2006

By:


Deborah H. Yellin
Registration No. 45904P.O. Box 1404
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UNITED STATES PATENT AND TRADEMARK OFFICE



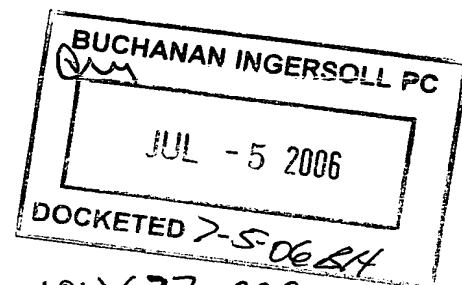
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/525,500	09/26/2005	Eberhard Amtmann	012627-041	7509
21839	7590	06/29/2006		
BUCHANAN INGERSOLL PC (INCLUDING BURNS, DOANE, SWECKER & MATHIS) POST OFFICE BOX 1404 ALEXANDRIA, VA 22313-1404				
			EXAMINER	
			ART UNIT	PAPER NUMBER
			1615	

DATE MAILED: 06/29/2006

URGENT

Please find below and/or attached an Office communication concerning this application or proceeding.



1012627-000041

TSR/DHY/NEW

Resp. Non-Compliant Due 7-29-06



**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

10/525-500

Applicant(s)

Examiner

Art Unit

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on ^{2/23/05} 7/24/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: claim 4 has been omitted from both pre amendment filed 2/23/05 and 7/24/05
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment, an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

A. Harmon
Legal Instruments Examiner (LIE), if applicable

571-272-0529
Telephone No.